

00865.004477



0300
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: Unassigned
MAKOTO MISAKA)	
	:	Group Art Unit: Unassigned
Appln. No.: 09/576,297)	
	:	
Filed: May 23, 2000)	
	:	
For: ZOOM LENS, AND IMAGE)	February 1, 2002
PICKUP APPARATUS AND	:	
IMAGE PROJECTION)	
APPARATUS USING THE SAME	:	

Commissioner for Patents
Washington, DC 20231

Attention: Ms. Doshie Day, Program Management Assistant, IOPE
Crystal Plaza 2, 5th floor, Room B26

REQUEST TO WITHDRAW ERRONEOUS ABANDONMENT

Sir:

Applicants respectfully request the Commissioner to restore the above-identified abandoned application to pending status and issue another Notice to File Missing Parts on the ground that Applicant never received the Notice to File Missing Parts issued by the U. S. Patent and Trademark Office on August 4, 2000.

FACTS

1. In the third week of January 2002 , the undersigned received a telephone call from Ms. Doshie Day, Program Management Assistant in OIPE, inquiring whether Applicant intended to abandon the above-identified application, since a response to the August 4, 2000 Notice to File Missing Parts of Nonprovisional Application was never received, and informing Applicant that a Notice of Abandonment would be issued shortly.

2. During the phone conversation, the undersigned informed Ms. Day that our firm never received this August 4, 2000 Notice, as attested to by the accompanying Declaration of Gary M. Jacobs under 1156 O.G. 53 (November 16, 1993), and MPEP § 711.03(c) and that Applicant never intended to abandon this application. Ms. Day suggested that the undersigned file a Request to withdraw the abandonment of this case, and submit a docket sheet establishing the non-receipt of the Notice. Applicants have attached such a docket sheet to this Request.

RELIEF REQUESTED

Applicants respectfully request the Commissioner to restore the above-identified abandoned application to pending status, since Applicants never received the Notice to File Missing Parts mailed by the U.S. Patent and Trademark Office on August 4, 2000. Applicants also request that another Notice to File Missing Parts be issued.

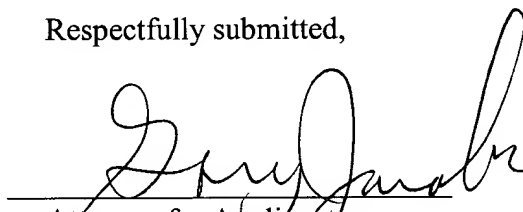
FEE

The Commissioner is hereby authorized to charge Deposit Account No. 06-1205 for any petition fee that may be due. A duplicate of this paper is enclosed for this purpose. However,

since the holding of abandonment is believed to be the result of circumstances not attributable to any fault of Applicants or their representatives, Applicants submit that no fee is due.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants
Registration No. 28,861

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200



Date: 09/12/00
Time: 10:50:41

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Amnd. let. com 10-3-00

~~10/03/00 RESP OA 24 WJB 35 G03566B 1 USA 03/03/00 0064~~

Remarks: #1762; 1.60 DIV (KEEP AS WJB); 2ND CPA FILED 032300;

KOMURO, H

Fee sub a 10-3-00

~~10/03/00 ISSUE FEE 24 JKD 35 G1857 USA 03/03/00 0077~~

Remarks: #2853; 1ST CPA FILED 080699; TLCPY 090500 - DEFER;

MIYAGAWA, M
HIGUMA, M

ex + 6 1/3/01
~~10/03/00 WTHD ABAND ST 28 BPH 35 G11127D 1 USA 03/03/00 0096~~

Remarks: #1753; 1.53 DIV; 2ND CPA FILED 030600; ERR/ABND RCD 030100
- WTHD ABAND FILED 040300

OHTSUKA, T
FUKAE, K
INOUE, Y

NI ex + 6 1/3
~~10/03/00 RESP OA 26 MON 684.2379 USA 03/03/00 0071~~

Remarks: #2854; 1ST CPA FILED 041700;

ASAKAWA, Y
KASHINO, T
OKAZAKI, T
YOSHIHIRA, A
KUDO, K

Fee com 10-3-00

~~10/03/00 ISSUE FEE 27 JMA 35 G1909 USA 03/03/00 0043~~

Remarks: #2878; 2ND CPA FILED 090299;

YAMAYOSHI, J
ENDO, Y
KAIFU, N
KOBAYASHI, I
KAMESHIMA, T
NONAKA, H
OGURA, T

ex + 6 1/3
~~10/03/00 WTHD ABAND ST 2 41 MJI 35 G8668 USA 03/03/00 0022~~

Remarks: (1ST & 2ND 1.129A FILED); ORAL RMNDR 041299, 101299,
041200, 071200; ERR/ABAND RCD 120799 - WTHD ABND FLD 010300

IZUMIZAKI, M
NAGAO, Y

L
~~10/04/00 CERT/STAT +6 #1 JKD 127.9710 USA 03/03/00 0021~~

Remarks: #2854; 1.53 DIV FILED;

KANEMATSU, D
OTSUKA, N
YANO, K

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TAKAHASHI, K
NISHIKORI, H
IWASAKI, O
KANDA, H

~~10/04/00 AMEND STAT #1 35.13568 USA~~

10/04/00 IF RCPT ST ~~#1~~ PS 35.C10746C 1 USA ~~08/~~ 586
Remarks: #1648; 1ST ~~CPA~~ FILED 120198; TLCY 030100 - RESEND CPA
FORM;

YAMAMOTO, N
OKAMOTO, T

10/04/00 IF RCPT ST ~~#1~~ SDM 35.C12272 USA ~~08/~~ 533
Remarks: #1753; 2ND ~~CPA~~ FILED 102099;

OHTSUKA, T
FUKAE, K
TAKABAYASHI, A
MIMURA, T
MORI, M

~~10/04/00 AMEND STAT #1 LAS 35.C7487CD 1 USA 09/~~ 909
Remarks: #2852; (35.C7487C2/D) 1.53B DIV - PAR TO ISSUE;

NANATAKI, H
TANIGAWA, K
OHTSUKA, Y
YUMINAMOCCHI, T
TAKEUCHI, A
HASEGAWA, H

Amended, OK filed

~~10/04/00 FOR FIL DUE #2 DAD 36 D228 USA 09/~~ 070
Remarks: #2766; REMINDER: FOREIGN FILING DUE BEFORE 100400; TLCY
090600 - FILE IN JP & EPO;

SLICK, R
MAZZAGATLE, C
IWAMOTO, N

Amended, OK filed

~~10/04/00 FOR FIL DUE #2 EAK 36 D238 USA 09/~~ 665
Remarks: #2766; REMINDER: FOREIGN FILING DUE BEFORE 100400; TLCY
090600 - FILE IN JP & EPO

MAZZAGATTE, C
IWAMOTO, N
SLICK, R

Date: 09/12/00
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file 10/4
~~10/04/00 FOR FILE DUE #2 CAG 36.1833 USA 09/000404~~
Remarks: #2783;

HEIDEN, D

~~10/04/00 OFR STAT +5 #3 RPB 2237.1C 1 USA 09/000451~~
Remarks: 1.53B CONT - PAR TO ISSUE

DAVIS, S
CAMPBELLI, C

~~10/04/00 OFR STAT +8 #3 LSY 35.C13902 USA 09/000840~~
Remarks: DECL W/SUR DUE; TLCY 011800 - RQ FOR NTFMP; TLCY 071800 -
REQ FOR OFR; STAT INQRY FILED 071900

TAKAHASHI, H

~~10/04/00 OFR STAT +7 #3 SEW 50.81300 USA 09/000222~~
Remarks: REMINDER: FOREIGN FILING DUE BEFORE 110400; DECL/SUR DUE

TURVEY, R
SOLLER, D
CHRISTIANSON, J
GUNDLACH, D

~~10/04/00 OFR STAT +2 #3 SDM 862.C1883 USA 09/000460~~
Remarks: (JAPANESE SPEC FILED)

YAMAZAKI, T
ABE, N
MORI, M

cl. 11/2/00
~~10/04/00 Tax 11.5 #6 138 2501.2130 USA 09/00051301~~
Remarks: FOR/PCT UNIKN 8612868 5/27/86 ASSIGN REC 5/26/87
TAX PAID BY CLIENT REC ASSGMNT 12/23/96 8274/0530

file 10/4
~~10/04/00 CONF/CHECK 01 35.02650 USA 09/000000~~

file 10/4/00
~~10/04/00 CONF/DATE 02 MON 35.02654 USA 09/000000~~

KOTAKI, Y
ABE, T
NAKAYAMA, S
OGAWA, M

file 10/29
~~10/04/00 CONF/DATE 02 LAG 35.02650 USA 09/000000~~

HIRAI, K

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87.0 29/5/03 10-4-00

~~10/04/00 DECL W/SUR 04 RPB 1960 206 USA 29/5/03 447~~

Remarks: DECL/SUR/FEES DUE

LATCHOO, S

~~10/04/00 DECL W/SUR 04 CWO 25 C14504 USA 09/5/03 610~~

Remarks: #2872; DECL W/SUR DUE; TLCPY 071100 - RQ FOR USAN;

TOYODA, K
KATO, M

DECL. W/SUR + ASSIGN + CH. TO PRIOR
Bound for JMS 10-4-00

~~10/04/00 DECL W/SUR 04 CWO 25 C14504 USA 09/5/03 610~~

Remarks: #2873; DECL/SUR DUE; FILE W/684/3036 & 3037; DHL 073100 - PRI/DOCS

TERASAWA, C
ISHII, H
KATO, T

~~10/04/00 DECL W/SUR 05 LPD 169 1736 USA 09/5/03 052~~

Remarks: #2782; DECL/SUR DUE; COURIER 072100 - PRIOR DOC; TLCPY 072700 - PLEASE RETURN PRI/DOC; LET 082300-PREP DCL/ASGN

LINDQUIST, T

See above

~~10/04/00 FILE FEES 05 RPB 1960 206 USA 29/5/03 447~~

Remarks: DECL/SUR/FEES DUE

LATCHOO, S

~~10/04/00 RESP GATZK 05 WMM 35 314503 USA 09/5/03 009~~

Remarks: #2852;

DECL. W/SUR + ASSIGN + CH. TO PRIOR
Bound for JMS 10-4-00

SUWA, K
OKANO, K
YOSHIDA, M
MATSUMOTO, H
SUNAHARA, S

~~10/04/00 DECL W/SUR 05 WMM 35 314503 USA 09/5/03 009~~

Remarks: #2852; DECL W/SUR DUE; IDS REC'D W/APPLN; FEDX 091200 -

DECL. W/SUR + ASSIGN + CH. TO PRIOR

MIYASHIRO, T

~~10/04/00 DECL W/SUR 05 WMM 35 314503 USA 09/5/03 009~~

Remarks: #2852; DECL W/SUR DUE; IDS REC'D W/APPLN; FEDX 090800 - DECL/ASSIGN/PRIOR DOC

SAITO, S
SAKAI, H
SHIMURA, M

Date: 09/12/00
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10/04/00 DWG CORR 06 WMW 35.C13938 USA ~~██████~~ 09/██████098

Remarks: #2852;

SUWA, K
OKANO, K
YOSHIDA, M
MATSUMOTO, H
SUNAHARA, S

~~10/04/00 RESP OA+2X 07 JMA 169.0395D 1 USA ~~██████~~ 09/██████747~~

Remarks: #2779; 1.53B DIV; CLI LET 092298 - INQRY

LIGUORI, V

~~10/04/00 APPEAL \$270 07 CAO 36 D130 USA ~~██████~~ 08/██████933~~

Remarks: #2778; (NO DWGS);

ZHAO, J
HUI, J
KOHLE, T

10/04/00 DWG CORR 08 JMA 169.0395D 1 USA ~~██████~~ 09/██████747

Remarks: #2779; 1.53B DIV; CLI LET 092298 - INQRY

LIGUORI, V

~~10/04/00 APPEAL \$110 08 EAB 37 D30 USA ~~██████~~ 09/██████192~~

Remarks: #2861; (W/DCB); PET/\$110 & AMEND A/F FILED 071400; ADVSRY REC'D 080700; 2ND AMEND A/F W/\$270 FILED 090500

HANABUSA, T
KANEKO, M
TAKEMURA, M

~~10/04/00 RESP OA+2X 10 ISY 35 C13225 USA ~~██████~~ 09/██████417~~

Remarks: #2852;

OSARI, Y
KOH, S
M

~~10/04/00 RESP OA+2X 11 SDM 35 C12753 USA ~~██████~~ 09/██████510~~

Remarks: #2772;

AKISADA, H
TAMAI, S

~~10/04/00 RESP OA+2X 11 ITO 35 C12753 USA ~~██████~~ 09/██████510~~

Remarks: #2852; PET/EXT NOT FILED W/DECL & SUR 022900;

ITO, Y
INOUE, M
SHIOZAWA, M

Date: 09/12/00
Time: 10:50:44

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NE...x+611/4

~~10/04/00 RESP CA+2X 11 LAD 35.C2450 USA 09/000518~~

Remarks: #1773;

HATAKEYAMA, H
OHGANE, M

See above

~~10/04/00 6 MOS AFTR 11 DAD 37.D29 USA 09/000192~~

Remarks: #2861; (W/DCB); PET/\$110 & AMEND A/F FILED 071400; ADVSRY REC'D 080700; 2ND AMEND A/F W/\$270 FILED 090500

HANABUSA, T
KANEKO, M
TAKEMURA, M

CPA had dec'd 10/4/00 per DW - prhnd

~~10/04/00 BRIEF DUE 11 GBW 604.2201D 1 USA 09/000327~~

Remarks: #2861; 1.53B DIV - PAR TO ISSUE; ADVSRY RECD 090100;

IKETANI, M
KOIZUMI, Y
KASHINO, T
KARITA, S
TERAI, H
OMATA, K
TAJIMA, H
SAWADA, Y
HARUYAMA, H

for 10/4 - ext to 11/4

~~10/04/00 RESP CA+2X 12 TFP 35.C12443 USA 08/002885~~

Remarks: #2724; 1ST CPA FILED 041900

NAKAMURA, Y
YOSHITANI, A

10/04/00 DWG CORR 12 SDM 35.C12759 USA 09/000310

Remarks: #2772;

AKISADA, H
TAMAI, S

for 10/4 - ext to 11/4

~~10/04/00 FINAL 12X 13 PS 35.C12305 USA 09/000072~~

Remarks: #1753;

HASHIZUME, J
UEDA, S
AOKI, M

for 10/4 - ext to 11/4

~~10/04/00 RESP CA+2X 13 PS 35.C10005C 1 USA 08/000174~~

Remarks: #1745; 1ST CPA FILED 091699;

ANAYAMA, H
YOSHIHARA, T
YAMAZAKI, I

Date: 09/12/00
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Amno. Pet. Not on 10-4-00

AINOYA, H
HIRANO, H
KIMURA, M

~~10/04/00 FINAL 13X~~

~~13 CPW 35 G2096~~

~~USA~~

~~08/1896~~

Remarks: #2872;

Amno. Pet. Not on 10-4-00

HAYAKAWA, S

~~10/04/00 RESP OA 2X~~

~~12 MMW 25 C2365~~

~~USA~~

~~09/971~~

Remarks: #2852; TLCPY 083100 - INSTR;

NITTANI, S
YOKOMORI, K
MIYABE, S
KAWAI, T

~~10/04/00 BRIEF DUE~~

~~14 FAD 25 C0623C~~

~~USA~~

~~08/955~~

Remarks: #2713; 1ST CPA FILED 070699; AMEND A/F FILED 082400

Amno. Pet. Not on 10-4-00

HOSHI, H

~~10/04/00 RESP OA 3X~~

~~14 SEW 684 2657~~

~~USA~~

~~09/403~~

Remarks: #2851; TLCPY 060898 - IDS; 1ST CPA FILED 032200;

TAKABAYASHI, Y

~~10/04/00 BRIEF 4X~~

~~15 CBW 35 C12115~~

~~USA~~

~~08/574~~

Remarks: #2853; TLCPY 040400 - REFILE (PET/NOA PER DLS);

KUDO, K
SUGITANI, H
AONO, K
ISHINAGA, H
KASHINO, T
YOSHIHIRA, A
ASAKAWA, Y

~~10/04/00 RESP OA 2X~~

~~15 LAB 35 C12835~~

~~USA~~

~~09/142~~

Remarks: #1775; TLCPY 122099 - INSTR TLPHNE R/E

KONDO, T

~~10/04/00 6 MOS 2 FTR~~

~~15 CPW 35 G2096~~

~~USA~~

~~08/955~~

Remarks: #2872;

HAYAKAWA, S

~~10/04/00 APPEAL 13270~~

~~18 RFD 35 G2096~~

~~USA~~

~~08/775~~

Remarks: #3753; (NO RECORD PRIOR TO 101899)

KHADIM, N

Date: 09/12/00
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Amund Petax Com 10-4-00

~~10/01/00 FINAL FEA 17 RPB 35 C11353 USA~~

Remarks: #2772; (KEEP AS TFP); 1ST CPA FILED 061199;

for 9/29
~~08/11/00 620~~

CPA Bn w/o RPB 9-25-00

~~10/01/00 BRIEF DUE 18 RPB 35 C12242 USA~~

Remarks: #2723; ADVSRY REC'D 081700

FUKUDA, R
HARADA, T
for 9/19
~~08/11/00 062~~

TAKAHASHI, K
ARAI, H
MAEDA, M

for 10/4-ext to 11/4
~~10/04/00 RESP OA 2X 20 DDS 35 C11472 USA~~

Remarks: #2816; (CBW); 2ND CPA FILED 042000

SHIRAI, T
MATSUNO, Y
SAKURAI, K
HIRAYAMA, N

ext to 11/4
~~10/04/00 BRIEF DUE 20 DSG 35 C12595 USA~~

Remarks: #2851; TLCYPY 080400 - PET/EXT & NOA;

for 10/11
~~09/11/00 771~~

SUGAWARA, S

ext to 11/4 issued 10/3
~~10/04/00 WITHD ABAND ST 20 MPT 35 C1154 USA~~

Remarks: #2853; 2ND CPA FILED 123099; ERR/ABAND REC'D 032300;

~~09/15/00 736~~

CPA Bn w/o SPS 10-4-00

YAMANAKA, A

~~10/04/00 BRIEF DUE 23 RPB 35 C11440 USA~~

Remarks: #2778; 2ND CPA FILED 112299; ADVSRY REC'D 082200

for 10/4-11/4
~~08/11/00 745~~

TOKIOKA, M
TANAKA, A
YOSHIMURA, Y
YANAGISAWA, R
KOBAYASHI, K
SATO, H

11/4-ext to 11/4
~~10/04/00 BRIEF DUE 26 JKD 35 C10948 USA~~

Remarks: #1762; 2ND CPA FILED 011400; TLCYPY 080400 - APPEAL TO BE FILED, COMMENTS FOLLOW IN SEPTEMBER;

~~08/11/00 2339~~

INOUE, H
FUEI, N

10/05/00 Status Ck
Remarks: #2853;

~~#1~~ BPH 1272.11205 USA

~~09/11/00 844~~

TESHIGAWARA, M
OTSUKA, N